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DATE: 9/27/2005

Number of Pages to Follow (including cover sheet) 19

SEND TO: United States Patent Office  
Examiner: Greg Cunningham  
Group Art Unit: 2676  
Tel No: 571  
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FROM: Amy J. Pattillo  
Tel No: 512-402-9820

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Docket No. AUS92001516US1 Serial No. 10/059,088 Atty: AJP

Applicant: BROWN ET AL

<input checked="" type="checkbox"/> Transmittal Letter	<input checked="" type="checkbox"/> Certificate of Facsimile
<input checked="" type="checkbox"/> Amendment	<input type="checkbox"/> Notice of Appeal
<input type="checkbox"/> Amendment AF	<input type="checkbox"/> Appeal Brief (3 copies)
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Reply Brief
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Deposit Acct. No. 09-0447

Fees: Amendment  Notice of Appeal  Appeal Brief  Other

PTO/SB/21 (09-04)

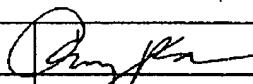
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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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<b>TRANSMITTAL FORM</b>  <i>(to be used for all correspondence after initial filing)</i>		Application Number	10/059,088
		Filing Date	1/28/2002
		First Named Inventor	Brown et al.
		Art Unit	2676
		Examiner Name	Gregory Cunningham
		Total Number of Pages in This Submission	18

ENCLOSURES (Check all that apply)			
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):	
<input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53			
<b>Remarks</b> Amendment under 37 CFR 1.197  The Commissioner is authorized to charge payment of any necessary fees or credit any overpayments to deposit account 09-0447			

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Amy J. Patillo		
Signature			
Printed name	Amy J. Patillo		
Date	9/27/2005	Reg. No.	46,983

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature 			
Typed or printed name	Amy J. Patillo		Date 9/27/2005 9/27/05

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/17 (12-04v2)

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Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

# FEE TRANSMITTAL

## For FY 2005

 Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT** (\$)
 **750.00**
**Complete if Known**

Application Number	10/059,088
Filing Date	1/28/2002
First Named Inventor	Michael Wayne Brown, et al.
Examiner Name	Cunningham
Art Unit	2676
Attorney Docket No.	AUS920010516US1

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**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

<u>Application Type</u>	<u>FILING FEES</u>		<u>SEARCH FEES</u>		<u>EXAMINATION FEES</u>		
	<u>Fee (\$)</u>	<u>Small Entity</u>	<u>Fee (\$)</u>	<u>Small Entity</u>	<u>Fee (\$)</u>	<u>Small Entity</u>	<u>Fees Paid (\$)</u>
Utility	300	150	500	250	200	100	_____
Design	200	100	100	50	130	65	_____
Plant	200	100	300	150	160	80	_____
Reissue	300	150	500	250	600	300	_____
Provisional	200	100	0	0	0	0	_____

**2. EXCESS CLAIM FEES**Fee Description

Each claim over 20 (including Reissues)

Small Entity

Fee (\$)

Fee (\$)

50 25

Each independent claim over 3 (including Reissues)

200 100

Multiple dependent claims

360 180

<u>Total Claims</u>	<u>33</u>	<u>Extra Claims</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>	<u>Multiple Dependent Claims</u>
36	- 20 or HP =	3	x 50	= 150.00	Fee (\$)

HP = highest number of total claims paid for, if greater than 20.

<u>Indep. Claims</u>	<u>3</u>	<u>Extra Claims</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>
6	- 3 or HP =	3	x 200	= 600.00	Fee (\$)	Fee Paid (\$)

HP = highest number of independent claims paid for, if greater than 3.

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

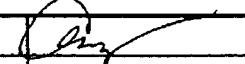
<u>Total Sheets</u>	<u>Extra Sheets</u>	<u>Number of each additional 50 or fraction thereof</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>
100	- 100 =	/ 50 =	(round up to a whole number) x	=

**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): \_\_\_\_\_

Fees Paid (\$)

<b>SUBMITTED BY</b>		<b>Registration No.</b>	<b>Telephone</b>
Signature		(Attorney/Agent) 46,983	512-402-9820
Name (Print/Type)	Amy J. Patillo	Date	9/27/2005

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PATENT  
10/059,088

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SEP 27 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Michael Wayne Brown

Serial No: 10/059,088

Filed: 1/28/2002

Title: CHANGING THE ALPHA LEVELS OF  
AN APPLICATION WINDOW TO INDICATE  
A STATUS OF A COMPUTING TASK

Attorney Docket: AUS920010516US1

Group Art Unit: 2676

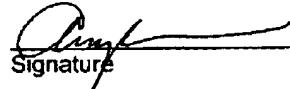
Examiner: Greg Cunningham

IBM CORPORATION  
C/O AMY PATTILLO  
P.O. BOX 161327  
AUSTIN, TEXAS 78716

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being transmitted via facsimile to the United States Patent Office at facsimile number 571-273-8300 and to the attention of Examiner Gregory F. Cunningham on September 27, 2005.

Amy Pattillo

  
Signature

9/27/2005

Date

REPLY TO BOARD DECISION AND AMENDMENT UNDER 37 C.F.R. § 1.197

Mail Stop Box Non-Fee Amendment (Pats)  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

09/28/2005 HLE333 00000027 090447 10059088

01 FC:1201 600.00 DA  
02 FC:1202 150.00 DA

AUS920010516US1

1

PATENT  
10/059,088

**A. INTRODUCTORY COMMENTS**

Applicants appreciate the telephone call from Examiner Cunningham on September 19, 2005 requesting that Applicants file an amendment in view of the Decision by the Board of Patent Appeals and Interferences. Applicants agreed to file a response amending the claims to incorporate claims 4, 15, and 26. In addition, Applicants' representative and the Examiner discussed the disposition of objected to claims 7, 11, 18, 22, 29, and 33. The Examiner noted that any independent claims incorporating the objected to claims would require an additional search before allowance.

Responsive to the Decision on August 5, 2005 of the Board of Patent Appeals and Interferences, Applicants respectfully request allowance of the claims as amended and request reconsideration and reexamination of the present application in light of the following amendments and remarks.

AUS920010516US1

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